

ABC DOCUMENTS 64 MAR 2006

Transmittal Letter To The United States Designated/Elected Office (DO/EO/US) Concerning A Filing Under 35 U.S.C. 371		Attorney Docket: 27231U U.S. Application No.: Not Yet Assigned Priority Date Claimed: 1 October 2003
International Application No.: PCT/EP2004/052373	International Filing Date: 30 September 2004	
Title of Invention: AMINOPYRIDINE-DERIVATIVES AS INDUCTIBLE NO-SYNTHASE INHIBITORS		
Applicants for DO/EO/US: FUCHSS, Thomas		
Applicant hereby submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 USC 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)):</p> <ul style="list-style-type: none">a. <input checked="" type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).b. <input type="checkbox"/> has been communicated by the International Bureau.c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US) <p>6. <input checked="" type="checkbox"/> A English translation of the International Application as filed (35 U.S.C. 371(c)(2)).</p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))</p> <ul style="list-style-type: none">a. <input type="checkbox"/> are attached hereto (required only if not transmitted by the International Bureau).b. <input type="checkbox"/> have been communicated by the International Bureau.c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.d. <input checked="" type="checkbox"/> have not been made and will not be made. <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>		
ITEMS 11 to 20 BELOW CONCERN OTHER DOCUMENT(S) OR INFORMATION INCLUDED:		
11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.		
12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.		
13. <input checked="" type="checkbox"/> A FIRST preliminary amendment.		
14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment		
15. <input type="checkbox"/> A substitute specification.		
16. <input type="checkbox"/> A change of power of attorney and/or address letter.		
17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter2 and 35 USC 1821 - 1825		
18. <input type="checkbox"/> A second copy of the published international application under 35 USC 154(d)(4)		
19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 USC 154(d)(4)		

U.S. Application No.: Not Yet Assigned	International Application: PCT/EP2004/052373	Attorney Docket: 27231U		
20. X Other items or information: TRANSMITTAL LETTER; APPLICATION DATA SHEET; INTERNATIONAL PUBLICATION NUMBER: WO 2005/061496 A1, WITH PCT/ISA/210 (INTERNATIONAL SEARCH REPORT); INTERNATIONAL PUBLICATION DATE: 7 JULY 2005, WHICH CONSISTS OF 61 PAGES: 1 PAGE FOR THE CORRECTED COVER SHEET, WITH ABSTRACT, 1 PAGE FOR THE COVER SHEET, WITH ABSTRACT, 54 PAGES OF TEXTUAL SPECIFICATION, 5 PAGES OF 15 CLAIMS, 0 SHEETS OF DRAWINGS; PRELIMINARY AMENDMENT WITH APPENDICES A, B, AND C, TO BE EXAMINED; EXECUTED DECLARATION AND POWER OF ATTORNEY; PCT/ISA/237 (WRITTEN OPINION OF THE INTERNATIONAL SEARCHING AUTHORITY); PCT/IB/304 (NOTIFICATION CONCERNING SUBMISSION OR TRANSMITTAL OF PRIORITY DOCUMENT); PCT/IB/308 (FIRST NOTICE INFORMING THE APPLICANT OF THE COMMUNICATION OF THE INTERNATIONAL APPLICATION); PCT/RO/101 (REQUEST); POSTCARD FOR EARLY NOTIFICATION OF THE SERIAL NUMBER REQUEST.				
The following fees are submitted:				
21. X Basic National Fee (37 CFR 1.492(a))..... \$ 300.00		<u>CALCULATION</u> \$ 300.00	<u>PTO USE ONLY</u>	
22. X Examination Fee (37 CFR 1.492 (c)) If the written opinion prepared by ISA/US or the International Preliminary Examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$ 0.00 All other situations \$ 200.00		\$ 200.00		
23. X Search Fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the International Preliminary Examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$ 0.00 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority \$ 100.00 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB \$ 400.00 All other situations \$ 500.00		\$ 400.00		
Total of 21, 22 and 23		\$ 900.00		
— Additional fee for specification and drawings filed in paper over 100 sheets (excluding Sequence listing or computer program listing filed in an electronic medium). The fee is \$ 250.00 for each additional 50 sheets of paper or fraction thereof.				
Total Sheets	Extra Sheets	# of each additional 50	RATE	
78-100 =	0/50 =	0	X \$250	\$ 0.00
Surcharge of \$130.00 for furnishing the oath or declaration later than 20 30 months from the earliest claimed priority date (37 CFR 1.492(e)).			\$ 0.00	
CLAIMS	# FILED	# EXTRA	RATE	
TOTAL	13-20=	0	X \$50	\$ 0.00
INDEPENDENT	1-3=	0	X \$200	\$ 0.00
Multiple dependent claims (if applicable)		+ \$360	\$ 0.00	
TOTAL OF ABOVE CALCULATIONS =		\$ 900.00		
— Applicant claims small entity status. — Fees above are reduced by ½.				
		SUBTOTAL =	\$ 900.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).			\$ 0.00	
		TOTAL NATIONAL FEE =	\$ 900.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +			\$ 0.00	
		TOTAL FEES ENCLOSED =	\$ 900.00	
		Amount to be: refunded	\$	
		Amount to be: charged	\$	

U.S. Application No.: Serial No. assigned:	International Application: PCT/EP2004/052373	Attorney Docket: 27231U
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- 10/573204**
- a. A check in the amount of \$ 900.00 to cover the above fees is enclosed.
 - b. Please charge my Deposit Account Number: 14-0112 in the amount of \$ _____ to cover the above fees. (A duplicate copy of this sheet is enclosed.)
 - c. The Commissioner is hereby authorized to charge any additional fees, which may be required, or credit any overpayment to Deposit Account Number: 14-0112.
 - d. Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit Card Information should not be included on this form. Provide credit card information and authorization on PTO-2038

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed to request that the application be restored to pending status.

Send All Correspondence To:

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 Alexandria, VA 22314
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LADS REC'D PGP/PRO 24 MAR 2006

MAIL STOP PCT

Attorney Docket: 27231U

Date: March 24, 2006
100/57231U

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

FUCHSS

Appl. No.: Not Yet Assigned

Filed: March 24, 2006

International Application: PCT/EP2004/052373

International Filing Date: 30 September 2004

Title: AMINOPYRIDINE-DERIVATIVES AS INDUCTIBLE NO-SYNTHASE INHIBITORS

TRANSMITTAL LETTER

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- 1) Application Data Sheet;
- 2) Transmittal Letter to U.S. Designated/Elected Office (DO/EO/US) Concerning Filing Under 35 U.S.C. 371;
- 3) International Publication Number: WO 2005/061496 A1, with PCT/ISA/210 (International Search Report); International Publication Date: 7 July 2005, which consists of 61 Pages:
 - 1 page for the Corrected Cover Sheet, with Abstract,
 - 1 page for the Cover Sheet, with Abstract,
 - 54 pages of Textual Specification,
 - 5 pages of 15 Claims,
 - 0 Sheets of Drawings;
- 4) Preliminary Amendment with Appendices A, B, and C, to be Examined;
- 5) Executed Declaration and Power Of Attorney;
- 6) PCT/ISA/237 (Written Opinion of the International Searching Authority);
- 7) PCT/IB/304 (Notification Concerning Submission or Transmittal of Priority Document);
- 8) PCT/IB/308 (First Notice Informing the Applicant of the Communication of the International Application);
- 9) PCT/RO/101 (Request);
- 10) Check No.: 1869 in the Amount of \$ 900.00 for Basic Filing Fee, which includes the Search and Examination Fees, as a Large Entity;
- 11) Postcard for Early Notification of the Serial Number Request.

The Commissioner is hereby authorized to charge any deficiency or credit any excess to Deposit Account No. 14-0112.

Respectfully submitted,
NATH & ASSOCIATES PLLC


Gary M. Nath, Reg. No. 26,965
Sheldon M. McGee, Reg. No. 50,454
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